

1 **REGARDING THE CLAIM TO UNDERSIGNED COUNSEL, JOHN
2 HINDERAKER (520-629-4430).**

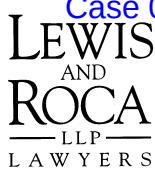
3 **NOTICE IS HEREBY GIVEN** that the USACM Liquidating Trust, by and
4 through its counsel, has filed its Motion to Amend Court's Orders Sustaining Omnibus
5 Objections Re: The Hesperia II Loan (with Certificate of Service) (the "Motion").

6 The USACM Liquidating Trust has already moved to allow 20% of the Hesperia II
7 claims and the Court has granted that motion. When the USACM Trust began to process
8 the allowed claims for payment, it realized that it had a problem because your claim was
9 allowed by the Court in an "unknown" amount. In order for the USACM Liquidating
10 Trust to make a distribution to you, the allowed claim must be for a specific dollar amount.
11 Thus, this Motion asks the Court to set the dollar amount of your claim at an amount equal
12 to your principal investment in the Hesperia II Loan, or if we were unable to determine
13 the amount, the amount was set at zero and you may provide documentation as to the
14 amount of your principal investment.

15 **NOTICE IS FURTHER GIVEN** that the hearing on the Motion will be held
16 before the Honorable Linda B. Riegle, U.S. Bankruptcy Court Judge in the Foley Federal
17 Building, 300 Las Vegas Blvd. South, 3rd Floor, Courtroom No. 1, Las Vegas, Nevada on
18 November 15, 2011, at the hour of 9:30 a.m.

19 **NOTICE IS FURTHER GIVEN THAT THE HEARING SET ON
20 NOVEMBER 15, 2011, WILL BE HELD FOR THE PURPOSE OF STATUS
21 CHECKS AND SCHEDULING EVIDENTIARY HEARINGS ONLY. NO
22 ARGUMENTS WILL BE HEARD ON THAT DATE.**

23 **NOTICE IS FURTHER GIVEN** that pursuant to Local Rule 9014(d), any
24 response to the Motion must be filed and service must be completed no later than fourteen
25 (14) days preceding the hearing date. The opposition must set forth all relevant facts and
26 any relevant legal authority.



If you object to the relief requested, you *must* file a **WRITTEN** response to this pleading with the Court. You *must* also serve your written response on the person who sent you this notice.

If you do not file a written response with the Court, or if you do not serve your written response on the person who sent you this notice, then:

- The Court may *refuse to allow you to speak* at the scheduled hearing; and
- The Court may *rule against you* and grant the Motion without formally calling the matter at the hearing.

DATED this 14th day of October, 2011.

LEWIS AND ROCA LLP

By /s/ John Hinderaker (#18024)
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Attorneys for the USACM Liquidating Trust

Copy of the foregoing
mailed by first class postage prepaid
U.S. Mail on
October 14, 2011 to:

The parties listed on Exhibit A attached
to the Motion

LEWIS AND ROCA LLP

/s/Renee L. Creswell
Renee L. Creswell